OFFICE OF THE PRESIDENT, TOWN MUNICIPAL COUNCIL, MANDYA.

Notification dated 17th April 1952.

No. A1 P.R. 344—51-52. Under Section 62 of the Town Municipalities Act, 1951, it is hereby notified for the information of the inhabitants of Mandya Town that the Municipal Council have resolved at their meeting held on 13th February 1952 to levy (in the form of surcharge on the duty imposed by the Mysore Stamp Act, 1900) a duty on transfers of immovable property situated within Municipal limits by sale, gift, and mortgage, the rate of levy being one percentum on the amount of consideration, the value of the property or the amount secured by the mortgage, etc., as the case may be, as set forth in the instrument.

Any inhabitant of the Municipality objecting to the imposition of the said duty may, within one month from the date of publication of this notice, send his objection in writing to this office. Objections received after the due date will not be considered.

RULES.

1 The transfer duty imposed under sub-clause (xiii) of Clause (*b*) of Section 61 and Section 65 of the Mysore Town Municipalities Act, 1951, on instruments of sale, gift and mortgage of immovable property situated within the limits of the Mandya Town Municipality executed after the introduction of the above duty, shall be paid and recovered in the same manner and under the same procedure as the ordinary duty imposed on such instruments by the Mysore Stamp Act, 1900.

2. (i) Whenever any instrument referred to in Rule 1 is presented before the Registering Officer, he shall see whether the particulars referred to in Section 27 of the Mysore Stamp Act, 1900, are set forth separately in the instrument in respect of the property situated within the limits of the said Municipality as required by Section 65 of the Mysore Town Municipalities Act, 1951.

(ii) If the said particulars be not so separately set forth in any such instrument, the said officer must impound it and forward it to the nearest officer exercising powers of a Deputy Commissioner under Section 40 of the Mysore Stamp Act, 1900, calling his attention to Section 64 of the Mysore Stamp Act, 1900 as extended by Section 65 of the Mysore Town Municipalities Act, 1951.

3 (i) Every Registering Officer who registers any instrument referred to in Rule 1 shall keep an account of the duty paid in respect of each such instrument, showing separately the duty imposed by the Mysore Stamp Act, 1900, and the transfer duty imposed by the Mysore Town Municipalities Act, 1951. If the Registering Officer has jurisdiction over more than one Municipality, separate accounts shall be maintained for each Municipality. In these accounts, the duty recovered by other Registering Officers in respect of properties situated in the respective Town Municipalities, shall also be included.

(ii) The said accounts shall be consolidated quarterly, under the orders of the Inspector-General of Registration and each quarterly consolidated account shall be sent by him to the Accountant-General, Mysore, Bangalore, within two months after the close of the quarter.

4 If, in any case, it be impossible to recover the full duty payable on any instrument referred to in Rule 1, then only such portion of the duty realised on such instrument as is in excess of duty imposed by the Mysore Stamp Act, 1900, shall be treated in the said accounts as duty imposed by Section 65 of the Mysore Town Municipalities Act, 1951.

5 The Accountant-General, Mysore, Bangalore, shall within three months after the close of each quarter, arrange to pay the President of the Municipal Council concerned so much of the duty shown in the said consolidated accounts as represents the transfer duty imposed by Section 65 of the Mysore Town Municipalities Act, 1951.

6 A commission of one per cent shall be paid to the State Government for the collection of transfer duty and the same shall be deducted before payment of the amount due under these rules to the Municipal Council concerned.

D. G. NARAYANA SINGH,
66 *President.*

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